

HOUSE BILL No. 1048

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-10.3-7-5.5; IC 21-6.1-4-6.3.

Synopsis: TRF and PERF military service credit. Awards up to four years of service credit to public employees' retirement fund (PERF) or teachers' retirement fund (TRF) members who serve honorably on active duty in the United States armed services. Requires a PERF or TRF member to have at least ten years of creditable service before the member may claim the service credit.

Effective: July 1, 2005.

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January 4, 2005, read first time and referred to Committee on Public Policy and Veterans Affairs.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1048

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 5-10.3-7-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 5.5. (a) A member who:**

(1) serves on active duty in the armed services of the United States; and

(2) receives an honorable discharge from the armed services; is entitled to service credit for the time served on active duty in the armed services.

(b) The maximum amount of service credit that may be granted to a member under this section is four (4) years.

(c) A member may receive service credit under this section only to the extent that:

(1) service credit is not granted for the time described in subsection (a) under another provision of:

(A) this article; or

(B) IC 5-10.2; and

(2) the time described in subsection (a) does not qualify the

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1 member for a retirement benefit from another retirement
2 system.

3 (d) A member must have at least ten (10) years of creditable
4 service in the fund before the member may claim service credit
5 under this section.

6 SECTION 2. IC 21-6.1-4-6.3 IS ADDED TO THE INDIANA
7 CODE AS A NEW SECTION TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2005]: Sec. 6.3. (a) A member who:

9 (1) serves on active duty in the military service; and

10 (2) receives an honorable discharge from the military service;
11 is entitled to service credit for the time served on active duty in the
12 military service.

13 (b) The maximum amount of service credit that may be granted
14 to a member under this section is four (4) years.

15 (c) A member may receive service credit under this section only
16 to the extent that:

17 (1) service credit is not granted for the time described in
18 subsection (a) under another provision of:

19 (A) this article; or

20 (B) IC 5-10.2; and

21 (2) the time described in subsection (a) does not qualify the
22 member for a retirement benefit from another retirement
23 system.

24 (d) A member must have at least ten (10) years of creditable
25 service in the fund before the member may claim service credit
26 under this section.

27 SECTION 3. [EFFECTIVE JULY 1, 2005] IC 5-10.3-7-5.5, as
28 added by this act, applies to members of the public employees'
29 retirement fund who retire before, on, or after July 1, 2005.
30 However, IC 5-10.3-7-5.5, as added by this act, applies only to
31 benefits first payable after June 30, 2005.

32 SECTION 4. [EFFECTIVE JULY 1, 2005] IC 21-6.1-4-6.3, as
33 added by this act, applies to members of the Indiana state teachers'
34 retirement fund who retire before, on, or after July 1, 2005.
35 However, IC 21-6.1-4-6.3, as added by this act, applies only to
36 benefits first payable after June 30, 2005.

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